

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

UNITED STATES OF AMERICA, ) CASE NO. 5:13CR513-08  
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 )  
PLAINTIFF, ) JUDGE SARA LIOI  
 )  
 )  
vs. )  
 ) ORDER  
 )  
SERGIO L. NOEL, )  
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 )  
 )  
DEFENDANT. )

This matter is before the Court upon Magistrate Judge Nancy A. Vecchiarelli's Report and Recommendation that the Court ACCEPT Defendant Sergio L. Noel's ("Defendant") plea of guilty and enter a finding of guilty against Defendant. (Doc. No. 161.)

On January 9, 2014, the government filed a Superseding Indictment against Defendant. (Doc. No. 18.) On August 6, 2014, this Court issued an order assigning this case to a United States Magistrate Judge for the purpose of receiving Defendant's guilty plea. (Doc. No. 159.)

On August 7, 2014, a hearing was held in which Defendant entered a plea of guilty to Count 1 of the Superseding Indictment, charging him with Conspiracy to Distribute and to Possess with Intent to Distribute Cocaine, a Schedule II Controlled Substance, in violation of 21 U.S.C. Section 846. Magistrate Judge Vecchiarelli received Defendant's guilty plea and issued a Report and Recommendation ("R&R") recommending that this Court accept the plea and enter a finding of guilty. (Doc. No.

161.)

Neither party objected to the Magistrate Judge's R&R in the fourteen days after it was issued.

Upon *de novo* review of the record, the Magistrate Judge's R&R is ADOPTED. Specifically, the Court finds as follows: that the defendant is competent to enter a plea, that he understands his constitutional rights, that he is aware of the consequences of entering a plea, and that there is an adequate factual basis for the plea. The Court further finds that the plea was entered knowingly, intelligently, and voluntarily. Accordingly, the Defendant's plea of guilty is APPROVED.

Therefore, the Defendant is adjudged guilty of Count 1 of the Superseding Indictment in violation of 21 U.S.C. Section 846. The sentencing will be held on November 7, 2014 at 10:00 a.m.

**IT IS SO ORDERED.**

Dated: September 17, 2014

  
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**HONORABLE SARA LIOI**  
**UNITED STATES DISTRICT JUDGE**